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CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence, totaling 11 pages including recited attachments, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: 571-273-8300 (Central number) on the below date:

Date: October 8, 2007

Name: Lawrence G. Almeda

Signature: BRINKS
HOFFER
GILSON
& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: THOMAS A. OSBORNE ET AL.

Appln. No.: 10/737,313

Filed: 12/16/2003

For: HEMOSTASIS CANNULA

Attorney Docket No: 8627-454 (PA-5379-CON)

Examiner: Karin M. Reichle

Art Unit: 3761

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Attached is/are:

- ☒ Response to Notice of Non-Compliant Amendment
☐ Return Receipt Postcard.

Fee calculation:

- ☒ No additional fee is required.
☐ Small Entity.
☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(____).
☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+\$360=	
					Total	\$		Total	\$

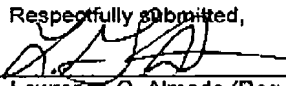
Fee payment:

- ☐ A check in the amount of \$_____ is enclosed.
☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.18 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

October 8, 2007

Date


Lawrence G. Almeda (Reg. No. 46,151)BRINKS
HOFFER
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RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

This paper is responsive to the Notice of Non-Compliant Amendment mailed 09/07/2007. By this paper and responsive to the Notice, Applicants respectfully submit this paper comprising the following parts:

- I. **Listing of Claims**, beginning on page 2;
- II. **Amendments to Specification**, beginning on page 8; and
- III. **Remarks**, beginning on page 10.

Applicants note that the Transmittal to which this paper is attached includes a Certificate under 37 C.F.R §1.8; and a fee statement calculating any fee(s) presently due in connection with the filing of this paper, along with an authorization to charge any fee deficiency to Deposit Account No. 23-1925.

BRINKS
HOFER
GILSON
ALONE

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